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April 16, 2007

FILED/ACCEPTED

APR 16 2007

Federal Communications Commission
Office of the Secretary

Marlene H. Dortch, Esq.
Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Re: Petitions for Declaratory Rulings Regarding Wireless Early Termination Fees
WT Docket Nos. 05-193, 05-194
Notice of Oral Ex Parte Communication

Dear Ms. Dortch:

I am writing this letter to report that on April 13, 2007, Michael Hays, Michele Farquhar, and the undersigned, representing SunCom Wireless Operating Company, L.L.C. ("SunCom"), met to discuss the above-referenced proceedings with Consumer and Governmental Affairs Bureau Chief Cathy Seidel, Acting Chief of Staff Pam Slipakoff, Deputy Chief Jay Keithley, Chief of the Consumer Policy Division Erica McMahon, Richard Smith, and Michael Jacobs. Ms. McMahon and Mr. Smith attended the meeting by telephone.

During the meeting, the participants discussed issues raised in the Petitions and Comments in the above-captioned proceedings. In addition, we discussed SunCom's view that the recent decision of the United States Court of Appeals of the Eleventh Circuit in the case of *National Association of State Utility Consumer Advocates v. FCC*, 457 F.3d 1238, should not determine the disposition of these proceedings. SunCom also provided the participants with a brief update regarding the current status of its early termination fee litigation in South Carolina, which remains stayed pursuant to court order.

In accordance with the requirements of Section 1.1206 of the Commission's rules, an original and one copy of this notice are being filed with the Commission on the business day following the meeting, and a copy is being provided to each meeting participant. Please inform me if any questions should arise in connection with this notice.

Respectfully submitted,



Jason E. Rademacher
Counsel to SunCom Wireless
Operating Company, L.L.C.

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Marlene H. Dortch, **Esq.**

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cc : **Cathy Seidel**
Jay Keithley
Erica McMahon
Pam Slipakoff
Richard Smith
Michael Jacobs